

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lily YANG, et al. Examiner: Lynn Anne Bristol
Serial No.: 10/542,117 Group Art Unit: 1643
Filed: November 30, 2005 Docket No.: 14507-50900
Title: Methods of Detecting Gene Expression in Normal and Cancerous Cells

AMENDMENT

Mail Stop: Fee Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

November 7, 2007

CUSTOMER NO. 24728

Dear Sir:

This paper is being submitted in response to the Lack of Unity: Restriction and Election of Species Requirement contained in the Office Communication mailed May 8, 2007. Regarding the Lack of Unity: Restriction Requirement, without acquiescing to the statements made therein, Applicants hereby elect without traverse the Group I invention; specifically claims 1-17, drawn to a method, for prosecution in the instant application. Additionally, regarding the Election of Species Requirement for tumor marker species, Applicants hereby elect without traverse to prosecute species A, survivin. Further, regarding the Election of Species Requirement for oligonucleotide species, Applicants elect without traverse to prosecute Specie B, Seq. ID No. 2.

Listing of Claims begin on page **2** of this Amendment.

Remarks/Arguments begin on page **10** of this Amendment.